

2001 DRAFTING REQUEST**Senate Amendment (SA-SB55)**Received: **05/22/2001**Received By: **gibsom**Wanted: **Soon**

Identical to LRB:

For: **Legislative Fiscal Bureau 68742**By/Representing: **Hotynski**This file may be shown to any legislator: **NO**Drafter: **gibsom**

May Contact:

Addl. Drafters:

Subject: **Nat. Res. - boats snomos ATVs**

Extra Copies:

Submit via email: **NO**

Requester's email:

Pre Topic:

LFB:.....Hotynski -

Topic:

Grant to nonprofit corporation for promotion of all-terrain vehicle safety

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	gibsom 05/31/2001	wjackson 05/31/2001	pgreensl 06/01/2001	_____	lrb_docadmin 06/03/2001		
	gibsom 06/01/2001		jfrantze 06/03/2001	_____			

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Page 1

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by

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NATURAL RESOURCES -- FISH, WILDLIFE AND RECREATION

ATV Trail Ambassadors Program

Motion:

Move to establish a grant program that would provide funding to a nonprofit organization for enhancing and assisting DNR in the promotion of the Department's ATV safety and education program, and to create an ATV trail ambassador's program. Provide \$268,000 in 2001-02 and \$250,000 in 2002-03 from ATV account SEG to fund grants for this purpose.

A nonprofit organization may qualify for a Department grant if the nonprofit organization represents all-terrain vehicle user interests by promoting safe, responsible and wise use of all-terrain vehicles which are not in conflict with Department strategies, goals, master plans or environmentally sound practices and meets the following requirements:

1. The nonprofit organization must be a Wisconsin based off-highway organization having not-for-profit incorporation status as defined by Chapter 181 of the Wisconsin Statutes, intent on improving off-highway vehicle rider safety education and environmental ethics riding habits.
2. The nonprofit organization provides support to all-terrain vehicle clubs and/or groups.
3. The nonprofit organization has a board of directors that has a majority of members that are representatives of all-terrain vehicle clubs and/or groups.
4. The nonprofit organization will conduct activities to enhance all-terrain vehicle law enforcement safety and education program. Activities will include all of the following:
 - a. Data collection.
 - b. Assist the Department by locating, securing and directing future all-terrain vehicle safety and education instructors so that they may be considered for instructorship within established Department programs.
 - c. Increase student participation of all-terrain vehicle safety and education courses by locating and directing new all-terrain vehicle owners, existing all-terrain vehicle owners and other users of all-terrain vehicles towards established Department safety and education courses.

d. Work closely with the Department of Tourism and working through the Department of Natural Resources to create an outreach program for local communities to promote all-terrain vehicle use within communities and promote the economic benefits of all-terrain vehicle tourism.

e. Create, strengthen and maintain relationships with the Department of Natural Resources, all terrain-vehicle dealers, manufacturers, all-terrain vehicle clubs, restaurant associations, department of Tourism, chambers of commerce, snowmobile associations, snowmobile clubs and snowmobile alliances.

f. Investigate, secure and assist with all-terrain vehicle riding opportunities, areas and trails.

g. Recruit, assist in the training of and mobilize a corps of volunteers that will promote safe ethical and responsible riding outside of classroom activities.

h. Publish a manual in cooperation with the Department that will be used to train a corps of volunteers known as "Trail Watchers."

{ \$518,000 SEG }

Kaufert 2nd fl

MO#		
Burke	<input checked="" type="checkbox"/>	N
Decker	<input checked="" type="checkbox"/>	N
Moore	<input checked="" type="checkbox"/>	N
Shibilski	<input checked="" type="checkbox"/>	N
Plache	<input checked="" type="checkbox"/>	N
Wirth	<input checked="" type="checkbox"/>	N
Darling	<input checked="" type="checkbox"/>	N
Welch	<input checked="" type="checkbox"/>	N
Gard	<input checked="" type="checkbox"/>	N
Kaufert	<input checked="" type="checkbox"/>	N
Albers	<input checked="" type="checkbox"/>	N
Duff	<input checked="" type="checkbox"/>	N
Ward	<input checked="" type="checkbox"/>	N
Huebsch	<input checked="" type="checkbox"/>	N
Huber	<input checked="" type="checkbox"/>	N
Coggs	<input checked="" type="checkbox"/>	N

160

pass



State of Wisconsin
2001 - 2002 LEGISLATURE

LRBb0340/8 1

MGG:/:....

WLj

LFB:.....Hotynski - Grant to nonprofit corporation for promotion of
all-terrain vehicle safety

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

LFB AMENDMENT

TO 2001 SENATE BILL 55 AND 2001 ASSEMBLY BILL 144

At the locations indicated,

1. Page 3, line 3: after that line insert:

SECTION 20.370 (5) (cx) of the statutes is ^{created} amended to read: ^(I)
20.370 (5) (cx) *Recreation aids — all-terrain vehicle safety and ^{program} education.* The
amounts in the schedule for grants to organizations to assist with the all-terrain
vehicle safety program under s. 23.33 (5m) ^(d) // .

History: 1971 c. 40, 95; 1971 c. 125 ss. 101 to 121, 522 (1); 1971 c. 211, 215, 277, 330, 336; 1973 c. 12 s. 37; 1973 c. 90, 100; 1973 c. 243 s. 82; 1973 c. 296, 298, 301, 318, 333, 336; 1975 c. 8, 30, 51, 91, 198; 1975 c. 224 ss. 7d, 7f, 7m, 17 to 19p; 1977 c. 29 ss. 181 to 234, 1657 (34); 1977 c. 274, 370, 374, 376, 377; 1977 c. 418 ss. 95 to 110, 929 (37); 1977 c. 421, 432; 1977 c. 447 ss. 42 to 44, 210; 1979 c. 34 ss. 199 to 322, 2102 (39) (a); 1979 c. 221; 1979 c. 361 s. 113; 1981 c. 1, 20, 86, 95, 131, 294, 330; 1981 c. 374 ss. 6, 7, 148, 150; 1983 a. 27 ss. 216m to 269, 2202 (23); 1983 a. 75, 181, 243, 397; 1983 a. 410 ss. 5m to 11, 2202 (38); 1983 a. 413; 1983 a. 416 ss. 1, 19; 1983 a. 426; 1985 a. 16, 22; 1985 a. 29 ss. 282d to 356, 3202 (26) (a), (39) (a), (c), (dm), (I); 1985 a. 46, 60, 65, 120, 202, 296; 1987 a. 27, 98, 110, 290, 295, 298, 305; 1987 a. 312 s. 17; 1987 a. 384, 397, 399, 403, 418; 1989 a. 31, 128, 284, 288, 326; 1989 a. 335 ss. 22nn to 30g, 89; 1989 a. 336, 350, 359, 366; 1991 a. 32; 1991 a. 39 ss. 326b to 394, 594c; 1991 a. 254, 269, 300, 309, 315; 1993 a. 16, 75, 166, 213, 343, 349, 415, 421, 453, 464; 1993 a. 490 ss. 18, 271; 1995 a. 27, 201, 225, 227, 296, 378, 459; 1997 a. 27, 35; 1997 a. 237 ss. 33 to 38d, 727g; 1997 a. 248; 1999 a. 9, 32, 74, 92; 1999 a. 150 s. 672; 1999 a. 185.

2. Page 3, line 4 after that line insert:

SECTION 23. 23.33 (1) (bc) of the statutes is created to read:

23.33 (1) (bc) "All-terrain vehicle club" means a club consisting of individuals
that promotes the recreational use of all-terrain vehicles. //

Page 625, line 4 after that line insert:

SECTION 22. 23.33 (5m) of the statutes is created to read:

23.33 (5m) GRANT PROGRAM. (a) The department shall establish a program to

award grants to organizations that meet the eligibility requirements under par. (b).

(b) ~~In order~~ to be eligible for a grant under this ^{sub}section, an organization shall meet all of the following requirements:

1. The organization is a ~~nonstock~~ corporation organized under ch. 181 that is a nonprofit corporation, as defined in s. 181.0103 (17).

2. The organization promotes the operation of all-terrain vehicles in a manner that is safe and responsible and that does not harm the environment.

3. The organization promotes the operation of all-terrain vehicles in a manner that does not conflict with the laws, rules and departmental policies that relate to the operation of all-terrain vehicles.

4. The interest of the organization is limited to the recreational operation of all-terrain vehicles on all-terrain vehicle trails and other areas that are off the highways.

5. The organization has a board of directors that has a majority of members ~~that~~ who are representative of all-terrain vehicle clubs.

6. The organization provides support to all-terrain vehicle clubs.

(c) A nonprofit organization receiving a grant under this subsection shall use the grant moneys to promote and provide support to the program established under sub. (5) by conducting activities that include all of the following:

1. Collecting data on the recreational operation of all-terrain vehicles off the highways.

2. Providing assistance to the department in ~~the~~ locating, recruiting, and training instructors for the program established under sub. (5) (d).

1 3. Attempting to increase participation by ^{current} current and future all-terrain
2 vehicle operators and owners in the program established under sub. (5) (d). ✓

3 4. Assisting the department of natural resources and the department of
4 tourism in creating an outreach program to inform local communities of appropriate
5 all-terrain vehicle use in their communities and of the economic benefits that may
6 be gained from promoting tourism to attract all-terrain vehicle operators.

7 5. Attempting to improve and maintain its relationship with the department
8 of natural resources, the department of tourism, all-terrain vehicle dealers,
9 all-terrain vehicle manufacturers, snowmobile clubs, as defined in s. 350.138 (1) (e), ✓
10 snowmobile alliances, as defined in s. 350.138 (d), and other organizations that
11 promote the recreational operation of snowmobiles. *the recreational operation of*

12 6. Recruiting, assisting in the training of, and providing support to a corps of
13 volunteers that will assist in providing instruction on the safe and responsible
14 operation of all-^{terrain} vehicles that is given in the field to all-terrain vehicle operators.

15 7. Publishing a manual in cooperation with the department that shall be used
16 to train volunteers in ^{the} monitoring ^{of} all-terrain vehicle routes and all-terrain
17 vehicle ^{trails} for safety issues and other issues that relate to the responsible
18 operation of all-terrain vehicles.

19 (f) The department shall pay the grants from the appropriation under s. 20.370
20 (5) (cx). "o



State of Wisconsin
2001 - 2002 LEGISLATURE

5/14/01
LRBb0340/4
MGG:wlj:pg

LFB:.....Hotynski - Grant to nonprofit corporation for promotion of
all-terrain vehicle safety

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

LFB AMENDMENT

TO 2001 SENATE BILL 55 AND 2001 ASSEMBLY BILL 144

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 512, line 4: after that line insert:

3 **"SECTION 607m.** 20.370 (5) (cx) of the statutes is created to read:

4 20.370 (5) (cx) *Recreation aids — all-terrain vehicle safety program.* The
5 amounts in the schedule for grants to organizations to assist with the all-terrain
6 vehicle safety program under s. 23.33 (5m) (d)."

7 **2.** Page 621, line 15: after that line insert:

8 **"SECTION 1045m.** 23.33 (1) (bc) of the statutes is created to read:

9 23.33 (1) (bc) "All-terrain vehicle club" means a club consisting of individuals
10 that promotes the recreational use of all-terrain vehicles."

11 **3.** Page 625, line 4: after that line insert:

1 "SECTION 1066m. 23.33 (5m) of the statutes is created to read:

2 23.33 (5m) GRANT PROGRAM. (a) The department shall establish a program to
3 award grants to organizations that meet the eligibility requirements under par. (b).

4 (b) To be eligible for a grant under this subsection, an organization shall meet
5 all of the following requirements:

6 1. The organization is a ^{nonstock} corporation organized ^{in this state is described} under ~~ch. 181~~ that is a nonprofit
7 ^{under section 501(c)(3) or (4) of the Internal Revenue Code} corporation, as defined in ~~s. 181.0103(17)~~.
8 and is exempt from taxation under section 501(a) of the In-
9 2. The organization promotes the operation of all-terrain vehicles in a manner ^{ternal}
that is safe and responsible and that does not harm the environment. ^{Revenue}
Code

10 3. The organization promotes the operation of all-terrain vehicles in a manner
11 that does not conflict with the laws, rules, and departmental policies that relate to
12 the operation of all-terrain vehicles.

13 4. The interest of the organization is limited to the recreational operation of
14 all-terrain vehicles on all-terrain vehicle trails and other areas that are off the
15 highways.

16 5. The organization has a board of directors that has a majority of members who
17 are representatives of all-terrain vehicle clubs.

18 6. The organization provides support to all-terrain vehicle clubs.

19 (c) A nonprofit organization receiving a grant under this subsection shall use
20 the grant moneys to promote and provide support to the program established under
21 sub. (5) by conducting activities that include all of the following:

22 1. Collecting data on the recreational operation of all-terrain vehicles off the
23 highways.

24 2. Providing assistance to the department in locating, recruiting, and training
25 instructors for the program established under sub. (5) (d).

3. Attempting to increase participation by current and future all-terrain vehicle operators and owners in the program established under sub. (5) (d).

4. Assisting the department of natural resources and the department of tourism in creating an outreach program to inform local communities of appropriate all-terrain vehicle use in their communities and of the economic benefits that may be gained from promoting tourism to attract all-terrain vehicle operators.

5. Attempting to improve and maintain its relationship with the department of natural resources, the department of tourism, all-terrain vehicle dealers, all-terrain vehicle manufacturers, snowmobile clubs, as defined in s. 350.138 (1) (e), snowmobile alliances, as defined in s. 350.138 (d), and other organizations that promote the recreational operation of snowmobiles.

6. Recruiting, assisting in the training of, and providing support to a corps of volunteers that will assist in providing instruction on the safe and responsible operation of all-terrain vehicles that is given in the field to all-terrain vehicle operators.

7. Publishing a manual in cooperation with the department that shall be used to train volunteers in monitoring the recreational operation of all-terrain vehicles for safety issues and other issues that relate to the responsible operation of all-terrain vehicles.

(d) The department shall pay the grants from the appropriation under s. 20.370 (5) (cx).".

(END)

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4 (b) To be eligible for a grant under this subsection, an organization shall meet
5 all of the following requirements:

6 1. The organization is a nonstock corporation organized in this state, is
7 described under section 501 (c) (3) or (4) of the Internal Revenue Code, and is exempt
8 from taxation under section 501 (a) of the Internal Revenue Code.

9 2. The organization promotes the operation of all-terrain vehicles in a manner
10 that is safe and responsible and that does not harm the environment.

11 3. The organization promotes the operation of all-terrain vehicles in a manner
12 that does not conflict with the laws, rules, and departmental policies that relate to
13 the operation of all-terrain vehicles.

14 4. The interest of the organization is limited to the recreational operation of
15 all-terrain vehicles on all-terrain vehicle trails and other areas that are off the
16 highways.

17 5. The organization has a board of directors that has a majority of members who
18 are representatives of all-terrain vehicle clubs.

19 6. The organization provides support to all-terrain vehicle clubs.

20 (c) A nonprofit organization receiving a grant under this subsection shall use
21 the grant moneys to promote and provide support to the program established under
22 sub. (5) by conducting activities that include all of the following:

23 1. Collecting data on the recreational operation of all-terrain vehicles off the
24 highways.

2. Providing assistance to the department in locating, recruiting, and training instructors for the program established under sub. (5) (d).

3. Attempting to increase participation by current and future all-terrain vehicle operators and owners in the program established under sub. (5) (d).

4. Assisting the department of natural resources and the department of tourism in creating an outreach program to inform local communities of appropriate all-terrain vehicle use in their communities and of the economic benefits that may be gained from promoting tourism to attract all-terrain vehicle operators.

5. Attempting to improve and maintain its relationship with the department of natural resources, the department of tourism, all-terrain vehicle dealers, all-terrain vehicle manufacturers, snowmobile clubs, as defined in s. 350.138 (1) (e), snowmobile alliances, as defined in s. 350.138 (d), and other organizations that promote the recreational operation of snowmobiles.

6. Recruiting, assisting in the training of, and providing support to a corps of volunteers that will assist in providing instruction on the safe and responsible operation of all-terrain vehicles that is given in the field to all-terrain vehicle operators.

7. Publishing a manual in cooperation with the department that shall be used to train volunteers in monitoring the recreational operation of all-terrain vehicles for safety issues and other issues that relate to the responsible operation of all-terrain vehicles.

(d) The department shall pay the grants from the appropriation under s. 20.370 (5) (cx).”.